## CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted by either submission using the EFS WEB submission system, fax to the U.S. Patent and Trademark office to fax number <u>571-273-8300</u>, or is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box [1450, Alexandria, VA 22313-1450 to on March 28, 2008.

/David J. McKenzie/ Attorney for Applicant

> PATENT Docket No. 2032.2.1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	James L. Freeby, et al	)
Serial No.:	10/668,830	) ) Group Art ) Unit: 3635
Filed:	September 23, 2003	
For:	DEVICE FOR PROTECTING AN OBJECT FROM ENCROACHING ELEMENTS	) )
Examiner:	Basil S. Katcheves	)

## AMENDMENT AND RESPONSE UNDER 37 CFR §41.54

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## Dear Examiner:

The Applicants file this under the provisions of 37 C.F.R. § 41.54 and in order to amend the pending claims to comply with the decision of the Board of Patent Appeals and Interferences decided January 28, 2008.